## THE GREAT RAILROAD WAR

The Cases Argued on Appeal from Orders at Special Term.

THE JAY GOULD CONTEMPT

REMARKABLE SCENES PA COURT.

#### The Examination to be Resumed To Day.

Yesterday a rarge number of counsel, including, ong other's, Charles O'Conor, ex-Judge Henry E. Davies, Dav.d Dudley Field, A. J. Vanderpoel, Charles A. Rapallo and B. B. Eaton, appeared before Judges rd, Ingraham and Cardozo at the general term of the Supreme Court, to argue a number of appea's from various proceedings had at special term a sid from ex parte proceedings in the great Eric Rally ay litigation. The court assigned the whole day to the ring of argument, the time to be equally divided aide as they chose to address the court within the allotted time. The principal of the appeals was that aken from the proceedings before Judge Ber mard ppointing George A. Osgood receiver of the pro-ceds of the \$8,000,000 worth of Eric stock is used in

John A. Burrill opened the case on behal f of the Drew party by stating all the various pre ceedings

which had been had from the incipiency of he litigation down to the time when the different of ders had been made from which appeals were to ken. All these, however, were fully reported in U is Heraldown. All these, however, were fully reported in U is Heraldown. All these, however, were fully reported in U is Heraldown. All these, however, were fully reported in U is Heraldown. All these, however, were fully reported in U is Heraldown. All these, however, were fully reported in U is Heraldown. All these time they transpired.

Mr. Burrill then stated the counter suit brought by the company and Whitney in the nature of the New Haven omnibus suit, and the injunction granted in that suit by Judge Clerke as restrat ing all the parties in the previous suits from proceeding in these suits, which was made before the or let of Judge Harnard of the 19th.

The first, point they should take with an exception to the preseedings of the 14th of March. Mr. Schell's original complaint made no case for a receiver, and did not ask for one, and was not before the court. If he court could not appoint a receiver where there was no request for one. And, secondly, the service of the papers on Mr. Skidmore—one of the director, who was present at U is time in court—was, under the circumstances, not sufficient. He had, though a director, no power there to represent the company or employ counsel for the company. The paper a served were not made valid as a complaint is should not be served, and then to argue on the spot is an onto infirst raised by that paper.

Mr. By Irrill occupied the attention of the court for upward sof an hour and a half, and when he had concluded the Alley of the paper is the motion first raised by that paper.

Mr. By Irrill occupied the attention of the court for upward sof an hour and a half, and when he had concluded the definition of the court for upward sof an hour and a half, and when he had concluded the supplemental time. I had no power to hold the precedure in a that time. I had no power to hold the preced

r had no power of the function of the proposition in rerm.

Rapalio succeeded Mr. Burrill in enposition in densed statement of the proceedings, which is defined as a superfiction of the proceedings, which is defined as a superfiction of the proceedings, which is defined as a superfiction of the construction of the property of the court, and was followed by a raises o'Conor, who argued, on behalf of the Vansilt interest, the legal questions involved in the e and the regularity or irregularity of the prodings. These gentlemen occupied the contruction of the concluded within the time allowed, and Judge rnard having the Gould contempt case set down r hearing at special term at three o'clock, the curt was adjourned. Mr. Field will close the argument on the appeals this morning.

### The Gould Contempt Case.

out half-past three o'clock a special term was held in the adjoiring room, Part 1, Cirvait, Judge Barnard on the bench. Several accessions of counsel on each side were present, the Vanderbila wing being A. J. Vanderpoei and William Fullerton, and Messrs. David Dudley Field, Dudley Field, Ed wards Pierrepont, Clarkson N. Potter, James T. Brady, John E. Burrill appearing on behalf of the Dre w interest.

Mr. Clark then moved on the further hearing in the

natter of the stachment against Jay Gould for constock on the 9th of March last.

gatories which had been propounded to defendant ould touching the service upon him of the injunc-on restraining all issues of stock or conversion of same, and Mr. Dudley Field read the written answers

william J. Edmonds, cashier of the house of John Bloodgood & Co., was then cafied to the witness stand and examined at considerable length in reference to the issue on the sht of March of certificates I br new Eriel stock.

John B. Haskin was called as the next witness for the people and examined by Mr. Clark, and testified that he was an attorney and counseller at law; had ractised about twenty-six years.

Question by Mr. Clark—Were you ever employed to Mr. Dudley Field professionally prior to the lst of arch or sinct? A. I was applied to by Mr. Dudley eld, the attorney for Mr. Gould, on the 5th or 6th or sinct? A. I was applied to by Mr. Dudley eld, the attorney for Mr. Gould, on the 5th or 6th of the rich last to accept a retainer in this Eric Railroad attoversy, which I declined; I had never previous that time heen employed or requested to accept misel by Mr. Field.

It. Brady, "on his own responsibility," objected to his line of examination, but after some discussion is a sa admitted, and the times continued—Mr. Dudley Field, on the morning of the 5th or 6th-of March, catied at my office and desired to retain me as counsel in this Eric control (Fig.) I asked him on which side, and he said "on the I we side:" asked him on which side, and he said "on the I we wild:" asked him before whom, and he said before by Judge Barnard; I replied that my intimuses had to accept a ret since in the case, and said that if I would get that injunction modified I might, as his friend, by each of the said of the hitigation.

Q. V hat further was said? A. He said he desired me to recept a ret since in the case, and said that if I would get that injunction modified I might, as his friend, by even the terrible consequences which would a suit in this light which was to take place, as Judge B arnard would be impeached; I then left him and went the said came back and handed me this book (producting a book) with his written modification of the injunction, as I believe, in his own handwriting, saying, "If you win get that signed by lu

oce him again.

Q. Did you accept the retainer? A. I did not accept the retainer or undertake the service.

Mr. Brady then rose to cross-examine, and said that he was not responsible for the consequences of this kind of proof and could not see what the testimotry of Mr. Haskin had to do with Mr. Gould's case. He then proceeded to examine the witness as follows:—

case. He then proceeded to examine the witness as follower:—
Q. Mr. Haskin, is there a certain number of gentlemen with whom you are intimate that are very firm frienche of Judge Barnard? A. Has that any relevancy, to the questions in issue here to-day?
Q. It am not on the witness stand and I desire to know from you whether such is the case or not. The gentle vien I refer to are John K. Hackett, Samuel Jones, James H. Colman and others. A. I believe the same of the same

y arrangement? A. We have met accidentally at everal places.

Q. What places? A. At different places—none in actionic.

office.

Q. At No. 4 or 6 John street? A. At No. 4 or 6 John street; you mean the "Commercial Lunch" I suppose, where you and I have met and where I have taken a few drinks with you.

Q. Where I have drank with you, do you say? A. Well, I suppose so—so you told me yourself the other day on the exam ination before Mr. Redfield at the reference.

Q. Do you say that I drank there with you—that's what I want to get at? A. Weil, I don't know; you told me so yourself and I am telling you what you said on hie subject.
Q. Do you say so now? A. I have answered you all I mean to.

b. Do you say so now? A. I have answered you not.

Q. Do you know of any one that got a reward in Ir. Brady (very emphatically)—Very good, Mr. that case? A. I do now.

Haskin; I accept this as a personal contest with you, and shall follow it up as such.

Mr. Haskin (excitedly, and laying how of his cane)—Weil, sir, any contest you see at to make with me you can have, here or elsewhere, and any way you want is.

Mr. Brady (sotto vocs)—Oh, well, hat is low. Mr. Haskin, do you intend to answer my question? A. Weil, I am not certain that you have drank there with me, but you have told me so.

Q. About how often? A. About as often as you have put imperiment questions to me.

Mr. Brady (addressing the court)—is it your habit to permit witnesses on the stand to interrogate counsel.

The Court—I have suggested to him to answer your question.

Mr. Brady & witness—Well, I will come down to the point. Now, sir, did you also meet and drink with these gentlemen at Feiter's in Broadway? A. I have oh heme occasions.

Q. At the Fifth Avenue Hotel? A. No, sir; never. Q. A the Astor House? A. Sometimes we have met at the Astor House.

Q. And on the occasion when you went to speak to Judge Barnard about this matter you found him at the Astor House? A. I did, sir.

A. And you met there also Mr. Hackett and the of her gentlemen you have named? A. Yes, sir.

Q. Did Mr. Field suggest that you should use your mituence with Judge Barnard to procure this modification? A. Yes, he said that he thought if there was a man in New York who could succeed in getting that modification of the injunction it was myself; he said he thought Judge Barnard had less confidence in Mr. Hackett and Mr. Colman than he formerly had.

Q. Did you communicate this to anybody? A. No sir.

Q. Did you not communicate it to Mr. Clark? A. I did in this court your.

been applied to by anybody to use your influence, personally or professionally, with Judge Barnard to accomplish any result whatever? A. Yes, sir; I think I have.

Q. Personally? A. Yes.

Q. Professionally? A. Yes.

Q. To influence his action as a judge? A. Well, no; not that.

Q. What, then? A. Well, in cases where there were great interests at stake to point out to him certain objects that were entitled to consideration.

Q. Did you ever agree or undertake to influence his action as a judge? A. I might have done so on the side of right. What do you menn, sir?

Mr. Brady (loquitur)—Oh, well you will understand what I mean, sir. Have you never in all your life used your infrarence with Judge Barnard to induce him to make a decision in favor of some person in litigation whose cause you espoused? A. I don't recollect any case of that kind.

Q. Will you sawar that you have never done so? A. I won't swear I didn't, because I might have done it in some case in the number of years I have been acquainted with him.

Q. Did you ever receive any kind of reward, directly or indirectly, for using any species of influence, or promissing to use any species of influence with Judge Barnard, or control or direct his action in any respect whatever? A. I have never received anything; no, sir; except my legitimate fees I have received in references and so forth.

Q. Well, you said the other day that all those cases of references Judge Barnard sent to you. A. Well, I say so now.

Q. Was there any agreement ever made that he should send certain cases to you as referee? A. He may have said before the order was settled in some cases that he was going to send them to me.

Q. What was the relation of your office with that of Mr. Samuel Jones and Mr. Colman—were they on the same floor? A. Before Judge Jones was telected Justice he occupied a room on the same floor with me at Broadway, corner of Pine street.

Q. Was he ever associated in business with you? A. Neer, sir; Mr. Jones was his brother-in-law, and the came in sometimes to see hi

Q. Had you any interest in the Christy will case:
A. I had.

Q. Had you any interest in the Christy will case?
A. I had.
Q. In what form? A. I was a lawyer in the case for Mr. Blankman.
Q. Were you she attorney of record? A. No, I was not the attorney of record? A. No, I was not the attorney of record.
Q. Did you appear to the public in any way as an attorney in that case? A. I did not; I don't know what the public knows about my connection with that case.
Q. Were you secret counsel in the case? A. I don't know what you mean be secret counsel.
Q. Was your connection with the case generally known? A. I suppose so.
Q. Who knew it out of the litigation? A. Mr. Blankman, Judge Barnard, Mr. Jones and others knew of it.
Q. What relation did you hold in that case? A. My relation was that of general counsel and adviser in relation to the whole proceedings.
Q. Did you ever appear in court? A. I did.
Q. Where? A. I appeared in court on the occasion of the argument at General Term.
Q. Did you take any part in the argument? A. I did not.
Q. What did you do to earn your fee? A. That is a litigation now pending that has nothing to do with this case, and on this examination I shall not answer any such impertinent questions.
Mr. Clark thought this line of examination was altogether irrelevant and entirely out of place, when Mr. Brady suggested that he hought he needed no

altogether irrelevant and entirely out of place, when Mr. Brady suggested that he thought he needed no favor or advice or lecture on the matter. If the court admitted the question he (Mr. Brady) was entitled to an answer, and if it was excluded he was entitled to whatever benefit would accrue from an execution.

content would accrue from the exception.

Q by Mr. Brady—Will you tell me what was the amount of your fee? A. I shall tell you nothing more about it.

Mr. Brady—How does the court rule on this point? The court stated that it did not perceive the relevancy of the question, but that the witness could answer it or not as he chose.

Mr. Frady said he understood this fervent gentleman (witness) to undertake to say that Mr. Field had selected him as the man in all the world who could exert this great influence, and he now desired to know how he had got the means of securing this friendship.

friendship.

Q. I want to show, Mr. Haskin, that you received a compensation in money or preparate a compensation in money or property for using your influence with Judge Barnard at General Term. Now will you answer my question? A. I will not answer 21, sir.
Q. Do you decline to answer on the ground that it would tend to criminate you? A. I decline to answer it on the ground that it is impertment and none of

would tend to triminate your A. I decline to answer it on the ground that it is impertinent and none of your business.

Q. When were you admitted to the bar? A. I was admitted about twenty-six years ago.

Q. Were you ever instructed by any preceptor on elementary or any other branch of law that a witness was to decide what questions were to be answered? (Laughter, in which the reply was lost.)

4. Will you answer me any question about who it was that cut up and carved the Christy estate to compensate persons for using their inducede with Judge Barbard?

Mr. Cark claimed that this line of examination was wholly irrelevant, and said that if Mr. Haskin desired him to interpose objections he would do it fiver him.

Mr. Brady said he supposed Mr. Clark would do so if requested, and he (Mr. Brady) would urge his question now that he was into this branch of the case, though he was warned when he came into it that he would kincur the malignant hostility of four or five persons.

woelld licture the malignant hostility of four or five persons.

Q. Was there a house and lot conveyed to you or to any person with whom you are acquainted for your influence in the Christy will case? A. No, sir.

Mr. Brady wanted to know whether the witness would answer the whole of this question, and applied to the court to know whether the witness could reserve his answers. He wanted the case to be examined thoroughly, even if it were at the expense of his reputation.

Q. I ask sgain, were you ever compensated in any way-or way-persons with whom you are acquainted, for exerting your influence in that case? A. No, sir. After some further discussion on the question of the obligating of witnesses to answer questions put by counsel, Mr. Brady resumed:—

Q. Were you counsel in the controversy between the express companies?

A. Between what express companies?

A. Between what express companies?

on mpanies?

12. Between the Merchants' Union and others. A. No. sir.

Q. Were you in any way interested in that littigation? A. No. sir.

Q. Had you say connection with the case? A. I had this connection: Judge Barnard was spending a few days at Redbank with my family last summer, and while we were fishing one day we discussed that case, and he informed me that you and Mr. Colman were counsel in the case and that you and ne expected to succeed; I discussed the case with him, and said there were sometimes cases anvolving questions wherein a judge could afford to assist a friend, and in my judgment that was one of the cases; and I moreover said to him at that time, and it was a volunteer statement on my part, that the newspapers were in favor of the Merchants' Union Company; this was out in a fishing boat on the Shrewsbury river.

this was out in a haning boat on the Shrewsbury rively.

Q. Did I sak you anything as to what Judge Barnard hud said about that case? A. I don't remember whether you did or not, but I have given you a statement of my only connection with that case.

Q. Is h.'t. Coiman an intimate friend of yours? A. Not more 'to than yours.

Q. Is he o't not? A. I suppose that he considers himself such.

Q. What do'you think about it? A. I think he is.

Q. Have you any doubt about it? A. I have not.

Q. Do you kn.'w anything about the distribution of shares or money. Or possession of such by any one in the Merchants' Union Express Company? A. I do not.

in the caser
ing anything.

Q. Now, Mr. Haskin, we have said something about
references; how much money have you made from
references sent to you by Judge Barnar. A. None
of your business.

Mr. Brady again appealed to the court for some direction to the witness as to his answering questions.

The court said it did not see that this branch of the case was at all relevant, but still it could not see any objection to the witness answering the question, if desired.

Mr. Brady to witness—Mr. Flaskin, will you answer this question?

A. I will not answer it.

Q. Have you kept an accyrrate and reliable account of the moneys you have revelved since Judge Barnard took his place on the bebych of the Supreme Court?

A. None of your business.

Mr. Brady to the court—What does the court think about that?

The Court—I do not see that this question is relevant, but the witness might answer it.

Mr. Brady—Then I ask that he may be ordered to answer at, or be riaced in the custody of an officer.

Mr. Ctark rose and objected to the whole line of examination or, this point. The witness wanted to know if Mr. Brady was trying the court and himself (witness), or whether this was the tase of Jay Gould?

Mr. Brady though that if this was the case of an open hoof hedgar jee, or even an eminent merchant was

Mr. R apalio thought that this was going outside of the c ise of Jay Gould entirely, and that if it was persisted in there could be no chance of arriving at a conclusion in Mr. Gould's case for some time to

(1). Had you ever an allowance made to you? A. (1/1), yes.
Q. In which capacity? A. As referee.
Q. Were you ever present when an application was made to Judge Barnard for an allowance of \$5,000 by a person who had no connection with the case? A. I know of no such case.
Q. Now, as this case stands you cannot enlighten us as to the special reason Dudley Field had for cailing on you to accept a retainer? A. I suppose the special reason was the assumption on his part that I might be able to induce Judge Barnard to grant the modification.

reason was the assumption on his part that I might be able to induce Judge Barnard to grant the modification.

Q. Did Dudley Field assign any reason why he called upon you? A. He said he desired to give me a retainer on the Brew side of the controversy.

Q. Did you receive a cheek from him? A. No, sir; he offered me one for \$1,000 as my retaining fee and I refused it.

This examination was continued some time further in this peculiar vein. Mr. Brady, among other things, requesting that the witness would produce his check books to show what moneys he had received since Judge Barnard was elected to the bench, which the witness refused to comply with.

Mr. Clark then resumed the direct examination, in the course of which Mr. Haskin testified that Mr. Field informed him that Judge Barnard would be defamed and brought before the Legislative Committee unless the injunction was modified. Mr. Field, however, he said, had stated that he would take no part in that matter by reason of his acquaintance with Judge Barnard.

Universal excitement was evinced at some stages of the examination by the witness and the counsel on both sides, and personal encounters were deemed probable and imminent. At the conclusion of Mr. Haskin's testimony Mr. Dudley Field was called to the witness stand, but as it was nearly half-past six o'clock Judge Barnard directed the further hearing to be adjourned until to-day at three o'clock P. M.

## COURT OF COMMON PLEAS-CHAMBERS.

The Jay Gould Contempt Case-Habeas Corpus Proceeding.

The People ex rel. Jay Gould vs. James O'Brien, Sheriff, &c.-In this case Judge Barrett granted a writ of habeas corpus returnable on Saturday, when he directed that Jay Gould be transferred from the custody of the Sheriff to that of James Oilver, an officer of the court. The further hearing of the case was adjourned until yesterday morning.

Mr. Vanderpool, on the case being called, inquired

Counsel for Mr. Gould said he was unable to attend. eing at present detained in Albany by illness, and read addavits in corroboration of the statement. Counsel urged fer an adjournment of the case for a

propriety of the officer in 'allowing Mr. Gould to go out of the jurisdiction.

Mr. J. T. Brady. counsel for Mr. Gould, observed that it was anticipated that Mr. Gould would have been present. At least he was so advised by his connect.

been present. At least he was so advised by his connsel.

After some discussion Mr. Field said that a traverse had been hastily filed. A despatch had been received yesterday stating Mr. Golud's illness, and the traverse was then filed. The following is the traverse mentioned:—The relator (Jay Gould' traverses the return made by the Sheriff to the writ of habeas corpus, and says he was arrested by him and taken into his custody before either of the orders to which the papers attached to the said returns purported to be copies was made, and that he was not arrested by virtue of either of said orders. The relater further alleges that the writ of attachment in the order mentioned was allowed by Judge Barnard ex parte, and that the same was, by direction of said Judge, ballable in the sum of \$500,000, and that such attachment was issued to the Sheriff of Albany, and ludge, ballable in the sum of \$500,000, and that, and that thereon was endorsed a direction to said Shering to hold the relator to ball in the sum mentioned. That this relator delivered to the Sherin a bond in That this relator delivered to the Sheriff a bond in the sum of \$300,000, not merely for his appearance on the day mentioned in the order, but that the obligations of said bail was that this relator should appear before the Supreme Court to answer to the matter alleged against him and abide by the order of said court. Further, that the said Sheriff accepted the bond and discharged the relator and returned the said attachment with his return thereon; that he had let this defendant to bail, and with said attachment returned said bond so taken by him as aforesuid. That this relator appeared before the said court at the time and place mentioned in the said bond and attachment, and the said Judge then and there, notwithstanding the said bond verbaily directed the Sheriff of the city and county of New York to take this relator into custody, and the said Sheriff then and there did take this relator into custody, and he remained in custody until the order made by Justice Barrett, on the 4th of April, 1868, with proceeding upon the said writ of habeas corpus, And he further alleges that the said Justice Barnard, by whom the said orderspurport to have been made, refused to cancel or surrender the bond taken by the Sheriff of Albany county, but insisted that the said bond was still in force, and that the obligers were and remained bound that this relator should appear at such time or times as the proceedings on the attachment might be adjourned, and should perform and abide by such order and judgment as the court should make, and required the relator to give additional bond in the sum of \$50,000, and this relator is a married-man and has a family, and is a resident and householder in the city and county of New York, and that he is a member of a firm doing business at No. 11 Broad street, in said city, and that his residence is No. 20 West Finity-fourth street, and that he was arrested on said attachment at the city of Abany, county, he was arrested have been and are oppressive, and were, as he believes, actuated by malici

Arrest of the President and Secretary of Chicago and Rock Island Railroad Company

for Violating an Injunction.

DAVENDORT, Iowa, April 8, 1868. a. F. Tracy, President, and Ebenezer Cook, Secre-tary, of the Chicago, Book Island and Pacific Mail-road Company, were arrested by the United States Marshal this morning, upon a writ from the Circuit Court, for violating an injunction issued from that court.

# COURT CALENDAR-THIS DAY.

UNITED STATES DISTRICT COURT—ADMIRALTY CAL-ENDAR.—NOS. 7, 228, 22, 23, 24, 26, 27. SUPREME COURT—CIRCUIT—PART 1.—NOS. 419, 1083, 1003, 493, 611, 859, 885, 1079, 979, 995, 377, 1017, 1021, 1029, 1045, 1033, 1069, 1075, 1071, 1081. MARINE COURT—TRIAL TERM.—NOS. 627, 713, 649, 751, 506, 628, 506, 612, 706, 729, 716, 718, 730, 746, 748, 761, 762, 760, 762, 768, 769, 770, 771, 772, 873, 779.

DUDWORTH HALL-MR. GRORGE VANDENHOPP'S READINGS.—Mr. George Vandenhoff began his new series of readings at Dodworth Hall last evening. He read, as only so accomplished an elocutionist as himself can read, the first scene of Shakapeare's Henry VIII., and Dickens' Dr. Marigold and Mrs. Gamp. This evening he will read select passages from Dickens, and, we doubt not, with a spirit and in a style which would satisfy Dickens himself, were the great novelist to find himself one of the audience.

Hesse's bust in marble of the renowned tragedimirable specimens of sculpture we have en in this city. The features and expression are triumphs of art, and the entire execution reflects the highest credit on the artist.

in the spectacle of the "White Fawn" at Niblo's. Mr. Howard Glover, the distinguished English composer, will conduct the orchestra; la petite Schlager, a won derful child dansense, and some celebrated grown specimens of the Terpsichorean art will appear, and the entire musical department will undergo some

The Cynocephalus plays leading business at the New York Circus. He is, to use the words of the lamented Artemus Ward, "an amoosin little cuss," and his feats of equestrianism are fully as astonishing as those of Pfau, the Russian. The entire programme for this week is very interesting.

William Lingard, the great London comedian, whose amusing sketches and comic songs have been so successful at the Alhambra and Crystal Palace, is drawing immense houses at the Theatre Comique. He gives representations of the "Corsican Brothers," Dickens, Theodorus, Napier, Napoleon, Johnson, Grant and Washington.

There is a musical wonder, whatever that may be, named Fernando Fleury, this week at Hooley's, Brooklyn; also the "Excise Law," "Philharmonic Rehearsal," and a "Burlesque Circus."

A successful hit in negro minstrelsy is Leon's inimitable burlesque of the "Grand Dutch S" at Kelly & Leon's Minstrels.

The San Francisco Minstrels still keep the popular barlesque, "Under the Kerosene Lamp," on the boards. "Echoes from Norma" and the "Managing Committee" accompany it.

Tony Pastor introduces "Blue Beard" into the Bowery. What business the precious old rascal has there may be ascertained by a visit to this favorite east side resort.

Saturday.

The Worrell Sisters will appear on Easter Monday at the New York theatre in an English version of "La Belle Hélène." The theatre will be entirely rejuve-

Belie Heiene." The theath of the property of the congregational tabernacie, Jersey City, on Thursday, the leth instant. Madame Parepa-Rosa, Carl Rosa, J. N. Pattison, F. Steins, G. W. Colby and other artists will appear on the occasion.

Pike will give a splendid opera ball at his Opera House on the 20th.

House on the 20th.

Miss Lacoste, a very talented actress, gives a dramatic recital of "Julius Cæsar" on Monday next at De Garmo's, Fifth avenue.

Harry Wall plays Prince Paul to Emilie Melville's Grand Duchess at the Metropolitan, San Francisco.

## Laying the Corner Stone of Booth's New The corner stone of this handsome temple of

the legitimate drama, Twenty-third street and Sixth avenue, was laid yesterday afternoon by Mr. James II. Hackett in presence of a small but select circle of friends and well wishers of Mr. Booth's enterprise. Since the destruction of the Winter Garden theatre by fire last spring the legitimate drama seemtions of Mr. Booth that establishment had acquired a high reputation in that line. With this view he a high reputation in that line. With this view he determined to erect a house at the corner of Twenty-third street and Sixth avenue to supply the want of a theatre where the highest order of drama should be given. The description of this house has already been given in the Herald. The ceremony yesterday was particularly interesting, both in regard to the establishment and the gentleman on whom the pleasing duty of laying the corner stone devolved. Strange to say, Mr. Edwin Booth was not present. Mr. Hackett apologized for his absence on the pleasof his engagement in Philadelphia. After some remarks by Judge Daly and Judge J. A. Brady the ceremony took place. Mr. Hackett said that "the fitness of things" made it proper that in the laying of the corner stone of the new temple of the legitimate drama he should use the same trowel that officiated when a similar ceremony took place at the Shakspeare monument in Central Park. The following articles were deposited in a box which was placed in the corner stone:—A document relating all the circumstances which led to the erection of the new theatre; a tercententary badge in commemoration of the three hundredth anniversary of Shakspeare's birthday; a photograph of the poet's bust and eleven views of his birthplace; a copy of the life of the elder Booth by his daughter; a miniature plaster cast of the head of Edwin Booth; copies of "Hamilet" and "Richelieu;" photographs of James H. Hackett, the eminent comedian; circulars relating to the Central Park monument by Mr. Hackett; copy of an oration in defence of the theatre by Mr. Cowell; collection of playbills of the present day; ancient and modern coins; copies of the Herald and other papers; Shakspeare's works; documents relating to the Hamilet medal presentation.

Among those present were a few literary celebrities. determined to erect a house at the corner of Twenty-

A NOVEL CRAFT FOR THE INTERIOR.—The British A NOVEL CRAFT FOR THE INTERIOR.—The British steamer Rothsay Castle arrived at this port tast night at five o'clock from the north shore of Lake Ontario, having touched at Colborne, Coburg and Port Hope. She brought a little freight, chiefly seed peas, and a few passengers. This is the first appearance of this steamer at our docks, and her singular appearance in contrast with the lake steam craft attracts attention. The Rothsay Castle was built for blockade running during the war, and came, we believe, from the Ciyde. She is a fair sample of the craft that were constructed in Great Britain and sent out to evade our cruisers, and ply between the Southern ports and the British West India Islands. This craft made a few trips.—Rochester (N. Y.) Union, April 7.

# SHIPI ING NEWS

Almanac ... New York-This Day Sun rises ..... 5 31 | Moon rises ....eve 9 11 Sun sets ...... 6 33 | High water .. morn 9 52

APRIL 8-9

PORT OF NEW YORK, APRIL 8, 1868.

CLEARED Steamship Palmgra (Br., Watson, Liverpool—E Cunard. Steamship Plag, Saxter, Fernandina. Steamship Acushuet, Kelly, New Bedford—Ferguson & Ship Mobin Hood, Kelley, San Francisco—G D Sutton & Bark Margarita (NG), Peterson, Hamburg—Funch, Meincke

Bark Robecca Caruana, Liesgang, Matanzas-Waydell & Bark Morning Star, Waugh, St Jago—Waydell & Co.
Bark Deida (Br., Delap, St Johns, NF—Miller & Houghton.
Brig Delighin Swei, Norberg, Cork or Falmouth for ordera.
Brig Adela (Yenez), Lauretzen, Laguayra and Porto Caello—Boonen, Graves & Co.
Brig Alex Milliken (Br., Durfee, Caibarien—Fowler & Jova.
Schr J P Allen, Allen, St Pierre, Mart—Brett, Son & Co.
Schr CA Steison, Badson, St Johns, NF.
Schr Mary Lois (Br.), Roberts, Cape Canso, NS—T S Whitann & Co.

Senr & B Panina, Providence—G K Rackett & Bro. Steamer Chester, Jones, Philadelphia. ARRIVALS.

REPORTED BY THE HERALD STRAM YACHTS.

Skip Hessie Parker (Br., Fritz, Havana March 25, with sugar, to master. (Is at anchor on the bar.)

Bark A B Wyman, Evrappoi 60 days, via Charleston 5 days, with sait, to H D & J U Brookman (hot as before

and molasses, to f I pevits 2 500. (As at anonor on the bar.)
Brig Peerless. —, Huntington, Lit, with momiting sand. Is bound to the West Indies. (Was reported by some of the journals yesterday as the Dauntless, from Boston.)
Schr Aunie Whiting, Hutchinson, Demaran, 28 days, with sugar and molasses, to E A Bows. Had very heavy weather; has been 9 days north of Hatteras; lost main and flying jibs, jibboom and fore gaff.
Schr Tampico, Lombard, Tampico, 25 days, with skins, &c. to Brujere & Thebaud. Had pleasant weather up to Hatteras, and heavy gales since. ras, and heavy gales since.

Sch. Sarah Maria, Horton, Baracoa, 13 days, with fruit, to J & T Pearsall. Had beary westerly gales all the passage.

Schr Mavy if Stockham, Cordery. Revitas, 14 days, with sugar, &c., o Goldhwalte & Overton. Had some very rough weather

istores, to J R Blossom. Had a vory rough passage;
lying jib.
pr C B Barrett, Smith, Virginia.
pr C B Barrett, Smith, Virginia.
pr Moonlight, Whiting, Virginia.
pr Moonlight, Whiting, Virginia.
pr Moose Van Name, Van Name, Baltimore.
pr F Cadwallader, Farwell, Baltimore.
pr Belle of the Bay, Emmons, Georges Banks.
pr Ball Morrison, Wilson, Providence for Elizabeth.
pr Dani Morrison, Wilson, Providence for Elizabeth.
pr E T Smith, Jones, Providence for Elizabeth.
pr E Boundary Michael St. Laures.

Cont. Bocantics, Price of the Bocanti

BELOW.

SAILED. SAILED.

Steamships Chins, Liverpool; Paimyra, do: Flag, Fernan dina; ships Mercury, Norval; barke Helenc, Enrique; steamer Brunette. From Quarantine, steamship Guidding Star. From Gravesend Bay, achrs J. H. Wainwright, Gettysburg, and J. B. Hewitt, from Philadelphia for Boston.

Marine Disasters.

Marine Disasters.

STRAMSHIP EQUATOR, from New York for Galveston, put into Charleston yesterday (8th, disabled, but in what manner the despatch does not state.

STRAMSHIP EQUATOR, from New Orleans from Boston, &c, had a very heavy gale March 21, in lat 36, ion 72, and shifted cargo and was otherwise damaged.

STEAMER SYLPH, before reported burnt at St Johns River, Fla. had been plying between Jacksonville and St Augustine. She was an old bost, and about 29 years ago was used as a ferryboat between New and Staten Island. At the time of the bre dien Meade and staff were coming down the river from Picolata in a yawl bost, and they immediately went to the assistance of the crew of the steamer and succeeded in rescuing all on board.

STEAMER SEA GULL, at Bellimore from Charleston lost.

Batto Brilliant (Br), Morice, from Calbarien March 6 or New York, was spoken 22d off the Capes of the Delaware, n 15 fathoms water, just as the gale commenced, and not taying been heard of since it is feared that she has suffered ome disaster.

BRIG ESTRANA (Br), from Havana via Charleston for Boston, went ashore on Long Point, Provincetown, night of 7th tirst, and is bliged and full of water. Cargo will be sand The tide ebbs and flows in her. She will be immediately dis-charged.

ported by pilot boat M E Fish as having arrived.)

BRIG E H KENNENY, from Portland for Matanzas, was spoken 27th ult, in lat 29 50, lon 66 15, with loss of mainsail, foresail, foretopsail, and part of deck load of hoop poles.

Schw Cornucoria (Br), O'Bryan, from Jacmel for — with 310 bags coffee, 60 pieces mahogany, 25 tons logwood and all seconton, was lotted wrecked on Fish Cay Reef, and the logwood lost; balance of the oargo haved and taken to Long Cay for shipment. [The C registered 178 tons, and was bulk at Hawksburg, NS, in 1868.]

Schr M P, of and from St John (NB) for Boston, before reported abandoned, was towed into Belfast, Me, 5th inst, full of water, by schr Cape Ann, of Deer Isle. Herforefoot and part of keel are gone. She is a new vessel of 150 tons. Her cargo of lumber will be discharged and she will be taken on the marine railway for repairs. SCHE CLARA, Mulford, from Jacksonville for Pall River, out into Norfolk 5th inst with loss of sails and part of deck

SCHR JULIA SEALS-Wilmington, NC, April 8—The schr Julia Seals, from Galveston for Philadelphia, which was ashore five miles west of the main bar, on the beach, will be up. Her cargo consists of horos and hides, and will probably be saved in good order if the weather continues fair.

practicable.

By order of the Lighthouse Board,
JOHN POPE, LH Inspector, 1st district.

Portland, April 6, 1898.

The Lighthouse Board has published a notice to mariners informing them of the re-establishment of the light and bearon on the south end of Sapelo Island, at the entrance to Doboy Sound, coast of Georgia. The light will be red and white, vertical stripes, and the beacon black, and will be exhibited on the 15th inst.

Steamship Tillie, from New York for Galveston, April 5, 25 miles SW of Hatteras.

Bark Gazelle, Black, from New York for Barbados, March 18, lat 22 20, ion 60.

Brig Music, Klein, from Clenfuegos for Boston, April 2, lat 34 20, ion 25

ANOY, Feb 5-In port ship Surprise, Ranlet, for NYork, to few days. coa, March 25—In port schr Sophia R Jamieson, for BARACOA, MARCO 22—in port scor Sopina R. Jamieson, for NORK idg. CARDIFF, March 24—Arrived, Oneca, Haskell, St Nazaire, CARDIFFAN, March 31—Arrived, schr Warren Blake (not as sefore, Messervey, NYork. HAVER, March 28—Arrived, Guiding Star, Hopkins, New York, Sailed 24th, Cordova (Br. steamer), NYork; 25th, Wm. Penn (M.), Billinge, do: Galveston, Parker, do: Helen Clinton, Spraye, and Celeste Clark, Foster, New Orleans; A. N. Frank-in, Holtrook, Key West; Odessa, Small, and Clars Pickon, Rogers, Cardiff and United States; Lelia M. Long, Ames, Ha-

HAVANA, March 28-Arrived, bark Neversink, Weeks, Ant-

NASSAU, March 30—Arrived, brig Blanche (Br.), O'Brien, Baltimore,
Sailed 17th, barks Restless, Sheldon, Philadelphia; 27th, Argentine, Atwood, St. Jago.
In port 30th, schr Maine Law, Johnson, repg.
QUEENSTOWN, April S—Arrived, Tarifa (s), Murphy, New York for Liverpool.
SANTA MARTHA, March 13—In port schr J P Wyman, Urann, from NYork, arrived same day.
ST. JOHNS, NF, March 3—Arrived, Hunter, Lamb, NYork; St. Johns, NF, March 3—Arrived, Hunter, Lamb, NYork; 6th, Rainbow, Morris, Haltimore; 1lth, Amelia, do; Dominion, Witte, and L W Eathon, McNeilly, NYork; 18th, Mary Grace, Morrison, do; 18th, Lady Mulgrave, Palfrey, Boston; 24th, Delta, Simmonds, NYork.
ST. JOHN, NR, April 2—Cleared, schrs Nevis, Rogers, and Caspian, Larrabee, NYork.

Philadeiphia. Cleared—Schrs Carrie M Rich, Amesbury, Cape Haytien: Mary E Amsden, Smith, Sagua: B T Allen, Risley, Philadel-

Mary E Amaden, Smith, Sagua; B T Allen, Risley, Philadelphia.

Saiped—Steamer Claucus (passed Cape Cod at 10 AM, and arrived at Holmea' Hole 4.6PM).

Sth—Arrived, bark Wetterhore, Stinson, Havre; schrs A Seaman, Gonaives; Grace Girdler, Smith, Charleston; Carrier Walker, Darien.

BALTIMORE, April 7—Arrived, ateamer Sea Gull, Dutton, Charleston; ship Nency M (Br), Mosher, Liverpool; barks Hermelin (Norw), Peterson, Grimsby; Land o' Cakee (Br), O'Niel, NYork; Lapwing, Benthall, Rio Jansiro; Andaman, Oits, Mataonas; Arethusa (Br), Dunham, Cardenas; brig Hue Ware (Br), Carroll, Havana; schre Georgia, Brier, Mayague; Billow (Br, Tougere, Arichat, CB; Z Snow, Smith; Hattle Coombe, Drinkwater; Trilant, Jameson; G W Glover, Holbrook; Vapor, Bogert; Village Queen, Tillotson; Isabel Alberto, Tooker; Lynchburg, Van Cleaf; Sarah J Fort, Fort; Mary G Tarr, Maloy; Geo W Kimball, Jr, Ball, and Ocean Star, Kennedy, Nyork.

Cleared—Brig Chesapeake (Br), Wilson, Demarara; schrs Piging Scud, Mitcheli, and Wm Thompson, Nickerson, Providence.

Salled—Brigs Caroline, and Chesapeake.

more.
Salied 3d, brig James Davis, Staples, Matanzas; schr Hatte, Gilchrist (from St John, NB), do.
BATH, April 4-Arrived, schre Silver Bell, Bailey, Elizabethport; 6th, Mary Shelded, Waits, Nyork.
BAKER'S LANDING, RI, April 4-Arrived, schr Harriet
Lawis, Tavio, Elizabethere. BARER'S LARDING, R. april. ewis, raylor, Elisabethport.
Sailed—Schr C J Ericseon, Smith, Philadelphia.
CHARLESTON, April 4—Arrived, sohr Catawamicak,
Packard, New Orleana.
Cleared—Bris Salvador (Sp), Other, Barcelona, sohre C C
Pettingell, Sadier, NOrleana; Maria Laut, Fracy, NYork via
Beorgetown, SC; Conservative, Boyd, Providence (and sailed

EAST GREENWICH, April 6-Arrived, schr Onrust,

Heath, Philadelphia.

FORTRESS MONROE, April 5—Arrived, schr Onrust,
FORTRESS MONROE, April 5—Arrived, schr Margaret &
Lucy, Nyrk for Richmond.
Fassed up, bark incs, from New York; brigs Chas Wesley,
from Porto Ricc; Dudiey, from Buenos Agres; Olean Bell,
from Bio Janeiro; schre Vesta, from Matauzas; David, from
West Indies; Peerless, from Forto Ricc-3ul for Baitimore.
Passes out, brig Chesapeate, for Demarars.
FALL RIVER, April 5—Arrived, schrs Caroline & Cornelle, Crowiey, Newburg; sth, J P Collins, Mapes, do; Sallie T
Chaire, Silmonos, Elizabethport.
Salled sib, schr Mediaior, Gage, Ponce.
GALVESTOE, April 1—Cleared, schr J B Myers, Elwood,
NYOTA.

Philadelphia, Delphi, Allen, Nyork, Salile P. Chatro, Simmons, Taunton for Nyork.

7th, AM-Arrived, schra M. R. Carlisle, Potter, Philadelphia;

B. B. Bascom, Robbins, Rondout for Boston.

The fleet all remain. Wind SR, with snow.

NEW LONDON, April 6-Arrived, schra Seraph, Ryder,
Rlock Island for Nyork; Mary A Rowland, Fuller, Nyork

for New Bedford, Sarah R Thomas, Arnold, Baltimore.

NEW HAVEN, April 7-Arrived, brigs Eva N Johnson,
Johnson, Ponce, PR; Thos Turul, Mayagnez—Capt Thompson died March 27, at sea, and the remains were broughthome: schra Sarah Mills, Fuller, Maryland; David Nelson,
Lockwood, Elizabethport.

Salais,
Saliad, Schr John Stroup, Crawford, Providence,
Saliad, Schr John Stroup, Crawford, Providence,
San Francisco, April 8—Cleared, ship Cold Stream,
Brennman, Liverpool,
Arrived at do April 8, ships Monita, Glasgow; Lady Bird,

London.

SAVANNAH, April 8—Arrived, ship Tesmania, Liverpool
SALEM, April 5—Arrived, schrs Eliza & Rebecca, Price
Francis Edwards, Boice, and M P Smith, Grace, Philadel bia. WILMINGTON, NC, April 5-Arrived, brig Nancy (Br), Putnam, NYork.
Cleared 6th, schr Julia Newell, McIntire, Boston; steamer
W P Clyde, Powell, NYork.
WAKE HAM, April 5-Arrived, achrs Monitor, Robbins, and
C Cartion, Chase, Port Johnson; Ellwood Doran, Jarvis,
Alexandria; Wm G Audenried, Baker, Georgetown, DC.

MEDICAL WONDER-HYATT'S LIFE BALSAM. stoneys, sairneum, &c., &c., are most certainly cured by this-sovereign purifier.

HYATTS LIFE BALSAM cured Mr. Joseph McLaughlin of mercurial scrofula after it had destroyed a part of the nose and eaten holes entirely through the roof of the mouth. He was then 1887 resting in Philipsburg, N. J. The phys-cian had abandoned the case and his friends thought him in a dying state, when his brother advised him to try the Life Baisam, one bottle of which enabled bim to leave his bed and come to this city. In one month he was entirely cured. Inquire at 13 Fifth street.

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A - OFFICIAL DRAWINGS OF THE SHELBY COLsilve Lottery of Kentucky.

SHELBY COLLEGE ENTRA-CLASS 167, APRIL 5, 1856.
2, 67, 75, 87, 17, 76, 18, 68, 26, 20, 35, 28,
SHYLBY COLLEGE—CLASS 168, APRIL 5, 1866.

46, 75, 19, 67, 64, 20, 58, 48, 8, 23, 38, 5, 11, 18.

ENTUCKY EXTRA-CLASS 13, APRIL 5, 1866.
5, 8, 40, 4, 50, 26, 41, 10, 56, 33, 18.

ENTUCKY EXTRA-CLASS 13, APRIL 5, 1866.
56, 35, 49, 26, 53, 2, 54, 52, 64, 3, 9, 4, 45, 46.

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A -OFFICIAL DRAWINGS OF THE RENTGUES.

8. State Lottery:
ENTICKY STATE EXTRA-CLASS 267, APRIL 8, 1868.
65, 29, 64, 29, 14, 19, 23, 30, 58, 25, 6.

20, NNTICKY STATE—CLASS 269, APRIL 8, 1868.
20, 52, 56, 17, 14, 65, 56, 24, 43, 78, 33, 63, 54, 5.

Omeial drawings of the Paducah State Lottery of Kentucky:
EXTRA-CLASS 219, APRIL 8, 1868.
26, 5, 47, 56, 10, 46, 20, 72, 21, 60, 61.

CLASS 29, APRIL 8, 1868.
30, 75, 33, 74, 5, 24, 57, 56, 19, 6, 29, 63. 15, 18.

For circulars, 2c., in the above Lotteries address.

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